



**U.S. Department of Justice**

*United States Attorney  
Eastern District of New York*

CRH/JMH/EHS  
F. #2017R00906

271 Cadman Plaza East  
Brooklyn, New York 11201

September 21, 2021

By Email and USAFx

Kevin K. Tung  
c/o Kevin Kerveng Tung PC  
136-20 38th Avenue, Suite 3D  
Flushing, New York 11354

Re: United States v. Yong Zhu  
Criminal Docket No. 21-265 (PKC)

Dear Counsel:

Enclosed please find additional discovery in accordance with Rule 16 of the Federal Rules of Criminal Procedure, supplementing our productions dated May 25, July 12, and August 5, 2021. The government also requests reciprocal discovery from the defendant. Pursuant to Rule 16.1 of the Federal Rules of Criminal Procedure, the government remains available to confer further about pretrial discovery at a mutually convenient time.

The materials provided with today's production collectively bear Bates numbers YZ-001897 through YZ-002457. The materials are being provided subject to the protective order agreed to by the parties and entered by the Court on June 18, 2021. See ECF No. 70 ("the Protective Order"). The government considers certain of the materials produced today to constitute "sensitive discovery material" as that term is defined in the Protective Order. See Protective Order ¶¶ 7-9. Such materials have been separated within the production and have been individually endorsed with the legend "sensitive discovery material."

Today's production will be delivered via the USAFx platform. We recommend that you download a copy of the production for your archives as soon as practicable. Please do not hesitate to contact us if you have any difficulty accessing or downloading the production.

Description	Begin Bates	End Bates
Extended Stay America, Inc. records	YZ-001897	YZ-001902

Description	Begin Bates	End Bates
<i>Unused / Deliberately Omitted</i>	YZ-001903	YZ-001921
Panera Bread Company records	YZ-001922	YZ-001956
Millburn Township Police records	YZ-001957	YZ-001958
Warren Township Police records	YZ-001959	YZ-001961
Oath Holdings, Inc. (Yahoo) data and records related to search warrant, docket no. 17-MJ-995	YZ-001962	YZ-002066
Photographs from New Jersey residence, taken on or about September 5, 2018	YZ-002067	YZ-002071
Documents found at a New Jersey residence, on or about September 5, 2018, and associated draft translations	YZ-002072	YZ-002079
Facebook Inc. messages sent by "Tony Lee"	YZ-002080	YZ-002081
Warren Township Police records	YZ-002082	YZ-002086
Surveillance footage from residence taken on or about September 4 and 5, 2018	YZ-002087	YZ-002088
AT&T Corp. records and data related to search warrant, docket no. 18-MC-2514	YZ-002089	YZ-002096
Copies of mailings sent to victims	YZ-002097	YZ-002114
Draft translations of mailings sent to victims	YZ-002115	YZ-002256
Facebook records and corresponding draft translation	YZ-002257	YZ-002277
Photographs of night vision goggles and associated materials	YZ-002278	YZ-002289
New Jersey Motor Vehicle Commission records	YZ-002290	YZ-002403

Description	Begin Bates	End Bates
FBI Laboratory Report	YZ-002404	YZ-002406
FBI Laboratory Report	YZ-002407	YZ-002408
FBI Laboratory Report	YZ-002409	YZ-002410
FBI Laboratory Report	YZ-002411	YZ-002412
FBI Laboratory Report	YZ-002413	YZ-002419
FBI Laboratory Report	YZ-002420	YZ-002426
FBI Laboratory Report	YZ-002427	YZ-002436
Statements of the defendant	YZ-002437	YZ-002444
AT&T Corp. records and data related to search warrant, docket no. 18-MC-2514	YZ-002445	YZ-002445
T-Mobile US, Inc. records and data related to search warrant, docket no. 19-MC-2941	YZ-002446	YZ-002446
Lycamobile records and data related to search warrant, docket no. 19-MC-2941	YZ-002447	YZ-002447
Verizon Wireless records and data related to search warrant, docket no. 19-MC-2941	YZ-002448	YZ-002448
Select WeChat messages and corresponding draft translations	YZ-002449	YZ-002452
T-Mobile US, Inc. records and data related to search warrant, docket no. 18-MC-2514	YZ-002453	YZ-002453
T-Mobile US, Inc. records and data related to search warrant, docket no. 19-MJ-694	YZ-002454	YZ-002454
Surveillance footage from residence taken on or about September 4 and 5, 2018	YZ-002455	YZ-002455

Description	Begin Bates	End Bates
Oath, Inc. (AOL) records and data	YZ-002456	YZ-002456
Mohegan Sun Casino records	YZ-002457	YZ-002457

Future Discussions

If you have any questions or requests regarding further discovery or a disposition of this matter, please do not hesitate to contact me.

Please be advised that, pursuant to the policy of the Office concerning plea offers and negotiations, no plea offer is effective unless and until made in writing and signed by authorized representatives of the Office. In particular, any discussion regarding the pretrial disposition of a matter that is not reduced to writing and signed by authorized representatives of the Office cannot and does not constitute a “formal offer” or a “plea offer,” as those terms are used in Lafler v. Cooper, 132 S. Ct. 1376 (2012), and Missouri v. Frye, 132 S. Ct. 1399 (2012).

Very truly yours,

JACQUELYN M. KASULIS  
Acting United States Attorney

By: /s/ J. Matthew Haggans  
Craig R. Heeren  
J. Matthew Haggans  
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Enclosures (via USAFx)

cc: Clerk of the Court (PKC) (by ECF) (without enclosures)